

**ASSEMBLY BILL**

**No. 1123**

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**Introduced by Assembly Member Berg**

February 23, 2007

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An act relating to state property, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 1123, as introduced, Berg. State surplus property: Healdsburg Armory.

Existing law authorizes the Director of General Services to dispose of state surplus property, subject to specified conditions, including authorization by the Legislature.

This bill would authorize the director to sell, lease, convey, or exchange at current fair market value to the City of Healdsburg, subject to terms, conditions, reservations, and exceptions determined by the director, specified property in Healdsburg, Sonoma County, known as the Healdsburg Armory. The bill would require reimbursement to the Department of General Services for any cost or expense incurred in the disposition, and would require the net proceeds of the moneys received from the disposition to be paid into the Deficit Recovery Bond Retirement Sinking Fund Subaccount, a continuously appropriated fund, thereby making an appropriation.

The bill would declare that it is to take effect immediately as an urgency statute.

Vote:  $\frac{2}{3}$ . Appropriation: yes. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. (a) Except as provided in subdivision (b), the  
2 Director of General Services shall sell, lease, convey, or exchange  
3 at current fair market value to the City of Healdsburg, upon those  
4 terms and conditions and subject to those reservations and  
5 exceptions as the Director of General Services determines are in  
6 the best interests of the state, all or any part of the following real  
7 property:

8 Approximately 2.0 acres with improvements thereon, known as  
9 the Healdsburg Armory, located at 900 Powell Avenue,  
10 Healdsburg, Sonoma County.

11 (b) In no event may the director sell, lease, convey, or exchange  
12 the property identified in subdivision (a) at a value less than fair  
13 market value.

14 SEC. 2. Any sale, lease, conveyance, or exchange of the  
15 property described in subdivision (a) of Section 1 of this act is  
16 exempt from Chapter 3 (commencing with Section 21100) to  
17 Chapter 6 (commencing with Section 21165), inclusive, of Division  
18 13 of the Public Resources Code.

19 SEC. 3. The Department of General Services shall be  
20 reimbursed for any cost or expense incurred in the disposition of  
21 the property described in subdivision (a) of Section 1 of this act.  
22 The net proceeds of any moneys received from the disposition of  
23 the property shall be paid into the Deficit Recovery Bond  
24 Retirement Sinking Fund Subaccount, as created by subdivision  
25 (f) of Section 20 of Article XVI of the California Constitution.

26 SEC. 4. In implementing this act, the Director of General  
27 Services shall except and reserve to the state all mineral deposits,  
28 as defined in Section 6407 of the Public Resources Code, together  
29 with the right to prospect for, mine, and remove the deposits. The  
30 rights to prospect for, mine, and remove the deposits shall be  
31 limited to those areas of the property conveyed that the director,  
32 after consultation with the State Lands Commission, determines  
33 to be reasonably necessary for the removal of the deposits.

34 SEC. 5. This act is an urgency statute necessary for the  
35 immediate preservation of the public peace, health, or safety within  
36 the meaning of Article IV of the Constitution and shall go into  
37 immediate effect. The facts constituting the necessity are:

1     In order that the Healdsburg Armory may be disposed of at the  
2     earliest possible time, it is necessary that this act take effect  
3     immediately.

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